

REMARKS

Claims 1 through 27 are pending in the application.

Claims 1 through 27 were rejected on the ground of asserted obviousness-type double patenting over claims 1 through 89 in US Patent No. 7,189,865.

Claims 1 through 8 and 15 through 17 were rejected for being directed to subject matter assertedly rendered obvious by the disclosure of Seiver et al., US Patent No. 4,430,443 in view of the disclosure of WO 00/13712.

Amendment to the claims

Claim 1 through 8, 15 and 16 have been canceled, thereby obviating the rejection of those claims.

Claim 9 has been amended to incorporate the limitation of previous claim 5 and is re-written in independent format.

Claim 17 is amended to depend from claim 9.

The rejection under 35 USC §103

Claims 1 through 8 and 15 through 17 were rejected for being directed to subject matter assertedly rendered obvious by the disclosure of Seiver et al., US Patent No. 4,430,443 in view of the disclosure of WO 00/13712. As noted above, claims 1 through 8, 15 and 16 are canceled thereby obviating the rejection of these claims.

Claim 17 is amended to depend from amended claim 9, thereby obviating the rejection of this claim.

The applicants submit that the rejection of claims under §103 is rendered moot.

The obviousness double patenting rejection

Claims 1 through 27 were rejected on the ground of asserted obviousness-type double patenting over claims 1 through 89 in US Patent No. 7,189,865.

A terminal disclaimer is filed herewith, thereby obviating this rejection.

Conclusion

In view of the amendment to the claims and remarks made herein, the applicants submit that all claims are now in condition for allowance and respectfully request expedited notification of the same.

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Respectfully submitted,

By 

Joseph A. Williams, Jr.

Registration No.: 38,659

MARSHALL, GERSTEIN & BORUN LLP

233 S. Wacker Drive

6300 Willis Tower

Chicago, Illinois 60606-6357

(312) 474-6300

Attorney for Applicant